Doc. 48

## AFFIDAVIT AND DECLARATION OF PROOF OF SERVICE

I am over the age of eighteen years and not a party to the within action. I am an individual.

On August 11, 2009, I served the within document(s) described as: MOTION FOR RELIEF FROM JUDGMENT—FRAUD AND MISCONDUCT, NOTICE OF MOTION FOR RELIEF FROM JUDGMENT—FRAUD AND MISCONDUCT on the interested parties: West Valley College, et al. in this action by placing the original true copy(ies) in a sealed, stamped envelop and mailed it to Defendants' attorneys, at the following business address:

John Arthur Shupe Shupe & Findelstein 177 Bovet Rd, Suite #600 San Mateo, CA 94402

Eric Kai-Him Shiu - #156167 Bialson Bergen & Schwab 2600 El Camino Real #300 Palo Alto, CA 94306

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 11, 2009 at Milpitas, CA.

Steven Yang